UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE: NATIONAL FOOTBALL LEAGUE PLAYERS' CONCUSSION INJURY LITIGATION MDL No. 2323

This relates to:

Plaintiffs' Master Administrative Long-Form Complaint and Jim Kanicki, et al. v NFL, USDC, EDPA, No. 13-cv-00019

RALPH CALDWELL

SHORT FORM COMPLAINT

IN RE: NATIONAL FOOTBALL LEAGUE PLAYERS' CONCUSSION INJURY LITIGATION

JURY TRIAL DEMANDED

SHORT FORM COMPLAINT

- 1. Plaintiff, **RALPH CALDWELL**, brings this civil action as a related action in the matter entitled IN RE: NATIONAL FOOTBALL LEAGUE PLAYERS' CONCUSSION INJURY LITIGATION, MDL No. 2323.
- 2. Plaintiff is filing this short form complaint as required by this Court's Case Management Order No. 2, filed April 26, 2012.
- 3. Plaintiff, incorporates by reference the allegations (as designated below) of the Master Administrative Long-Form Complaint, as may be amended, as if fully set forth at length in this Short Form Complaint.
 - 4. NOT APPLICABLE

5. Plaintiff, **RALPH CALDWELL**, is a resident and citizen of Hawthorne, California and claims damages as set forth below.

6. NOT APPLICABLE

9.

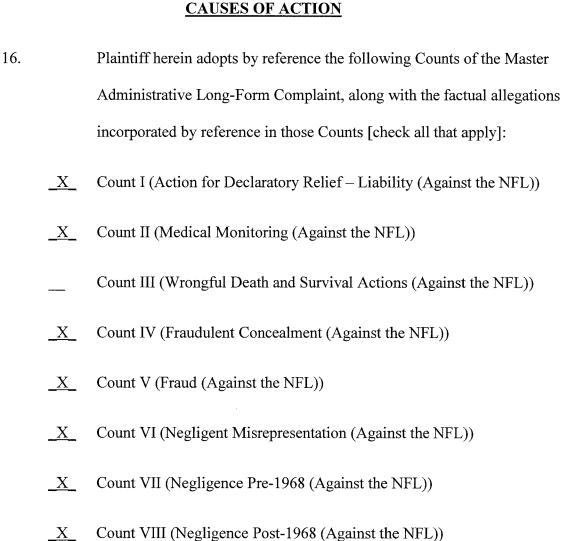
- 7. On information and belief, the Plaintiff sustained repetitive, traumatic sub-concussive and/or concussive head impacts during NFL games and/or practices. On information and belief, Plaintiff suffers from symptoms of brain injury caused by the repetitive, traumatic sub-concussive and/or concussive head impacts the Plaintiff sustained during NFL games and/or practices. On information and belief, the Plaintiff's symptoms arise from injuries that are latent and have developed and continue to develop over time.
- 8. The original complaint by Plaintiff(s) in this matter was filed in United States

 District Court, Eastern District of Pennsylvania.

Plaintiff claims damages as a result of [check all that apply]:			
<u>X</u>	Injury to Herself/Himself		
<u>X</u>	Injury to the Person Represented		
	Wrongful Death		
	Survivorship Action		
<u>X</u>	Economic Loss		
	Loss of Services		
	Loss of Consortium		

10.		NOT APPLICABLE
11.		X Plaintiff, reserves the right to object to federal jurisdiction.
		<u>DEFENDANTS</u>
12.		Plaintiff brings this case against the following Defendants in this action
		[check all that apply]:
	<u>X</u>	National Football League
	<u>X</u>	NFL Properties, LLC
		Riddell, Inc.
		All American Sports, Inc. (d/b/a Riddell Sports Group, Inc.)
		Riddell Sports Group, Inc.
	_	Easton-Bell Sports, Inc.
		Easton-Bell Sports, LLC
	_	EB Sports Corporation
	_	RBG Holdings Corporation
13.		NOT APPLICABLE
14.		NOT APPLICABLE

15.	Plaintiff played in X the National Football League ("NFL") and/or in
	the American Football League ("AFL") during 1984; 1987-89 for
	the following teams:
	Los Angeles Rams
	Houston Oilers
	San Diego Chargers
	New York Jets



	<u>X</u>	Count IX (Negligence 1987-1993 (Against the NFL))
	<u>X</u>	Count X (Negligence Post-1994 (Against the NFL))
	<u>X</u>	Count XI (Loss of Consortium (Against the NFL))
	<u>X</u>	Count XII (Negligent Hiring (Against the NFL))
	<u>X</u>	Count XIII (Negligent Retention (Against the NFL))
		Count XIV (Strict Liability for Design Defect (Against the Riddell Defendants))
	_	Count XV (Strict Liability for Manufacturing Defect (Against the Riddell Defendants))
		Count XVI (Failure to Warn (Against the Riddell Defendants))
	-	Count XVII (Negligence (Against the Riddell Defendants))
	<u>X</u>	Count XVIII (Civil Conspiracy/Fraudulent Concealment (Against All Defendants))
17.		Plaintiff asserts the following additional causes of action [write in or attach]:

PRAYER FOR RELIEF

WHEREFORE, Plaintiff, prays for judgment as follows:

- A. An award of compensatory damages, the amount of which will be determined at trial;
- B. For punitive and exemplary damages as applicable;
- C. For all applicable statutory damages of the state whose laws will govern this action;
- D. For medical monitoring, whether denominated as damages or in the form of equitable relief;
- E. For an award of attorneys' fees and costs;
- F. An award of prejudgment interest and costs of suit; and
- G. An award of such other and further relief as the Court deems just and proper.

JURY DEMANDED

Pursuant to Federal Rule of Civil Procedure 38, Plaintiff(s) hereby demand(s) a trial by jury.

RESPECTFULLY SUBMITTED:

<u>/s/ Gene Locks</u>

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